IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL APPEAL No. 865 of 2002
with
CRIMINAL APPEAL No. 866 of 2002
with
CRIMINAL APPEAL No. 867 of 2002
with
CRIMINAL APPEAL No. 877 of 2002
with
CRIMINAL APPEAL No. 952 of 2002

For Approval and Signature:

HON'BLE MR.JUSTICE J.R.VORA

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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ANILKUMAR @ A.K. SING SON OF SHRI DAGANLAL BANIYA - Appellant(s)
Versus
STATE OF GUJARAT - Opponent(s)

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Appearance :
THROUGH JAIL for Appellant No(s).: 1.
MR NN PRAJAPATI for Appellant No(s).: 1.
PMR SP HASURKAR APP for Respondent No(s).: 1.

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CORAM : HON'BLE MR.JUSTICE J.R.VORA

Date : 11/08/2005

COMMON ORAL JUDGMENT

1. Heard learned advocate Mr.N.N.Prajapati in all the five appeals on behalf of the appellants and learned APP Mr.S.P.Hasurkar in all the five appeals on behalf of the respondent – State.

2. The appellants of all the above five appeals were accused of Sessions Case No.152/98 of the Court of Additional Sessions Judge, Surat and all of them came to be convicted, vide judgment and order dated 21.09.2002 delivered in above Sessions Case No.152/98. Each of the appellants of the above said five appeals came to be convicted for the offences punishable under Sections 398, 177, 307, 120(B) and 324 of the Indian Penal and under Section 135 of the Bombay Police Act. The maximum punishment out of the above said offences, was inflicted upon each of the appellants to the extent of seven years and to pay a fine of RS.4,000/-.

3. Each of the convicted accused of the said Sessions Case No.152/98 preferred separate appeals against

the same judgment and order and hence, the above said five appeals. These appeals came to be admitted by this Court vide order dated 11.07.2003.

4. Learned APP Mr.S.P.Hasurkar for the respondent – State places on record, in each of the appeals, a xerox copy of letter addressed to him by Inspector General of Jails, Gujarat State on 29.07.2005 forwarding therewith the information as to the convict-prisoners who are released from the jail after completing the sentences awarded to the convict-prisoners. The xerox copy of statement having seven columns attached therewith, is also placed on record by the learned APP along with the above said xerox copy of the letter.

5. Accordingly, it clearly appears from Sr.Nos.16, 17, 18, 19 and 20 of the said xerox copy of the statement that each appellants of these five appeals are released from the jail, after completion of service of sentences inflicted upon them. The appellants of Criminal Appeal No.866/2002, Criminal Appeal No.865/2002 and Criminal Appeal No.952/2002 are so released from the jail on 20.09.2004, while appellant of Criminal

Appeal No.867/2002 is released from jail on 18.09.2004 as well as the appellant of Criminal Appeal No.877/2002 is also released from jail on 11.09.2004. Thus, all the five appellants are released from jail on completion of sentences.

6. In view of the above, all these five appeals have now become infructuous and each of the above five appeals stands disposed of accordingly.

[J. R. VORA,J.]

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